

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ALABAMA

UNITED STATES OF AMERICA

versus

DON LEONARD SCOTT

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JUL 12 9 03 AM '94

CRIMINAL CASE 94-00061-CB

**MOTION FOR BRADY MATERIAL**

NOW INTO COURT, through undersigned counsel, comes the accused, Don Leonard Scott, who moves this Honorable Court for an Order compelling the United States, through the United States Attorney's Office for the Southern District of Alabama, to provide to him materials to which he is entitled under the due process clause of the United States Constitution, Rule 16 of the Federal Rules of Criminal Procedure, and Brady v. Maryland, 373 U.S. 83 (1963); Giglio v. United States, 405 U.S. 150 (1972); United States v. Agurs, 427 U.S. 97 (1976); and United States v. Bagley, 473 U.S. 667 (1985). For reasons more fully detailed in the attached memorandum in support of this motion, movant is entitled to this Order.

Wherefore, the accused, Don Leonard Scott moves this Honorable Court for an Order compelling the United States, through the United States Attorney's Office for the Southern District of Alabama, to provide to him materials to which he is entitled under the due process clause of the United States Constitution, Rule 16 of the Federal Rules of Criminal Procedure, and Brady v. Maryland, 373 U.S. 83 (1963); Giglio v. United States, 405 U.S. 150 (1972); United States v. Agurs, 427 U.S. 97 (1976); and United States v. Bagley, 473 U.S. 667 (1985).

RECEIVED

JUL 12 1994

U.S. MAGISTRATE JUDGE

REFERRED TO JUDGE

For Ruling or Appropriate Action

Date

7/12/94

Respectfully submitted:

Jacqueline Phillips  
Attorney at Law  
623 Main Street  
Baton Rouge, Louisiana 70802  
(504) 344-7370

and

Simien & Simien, L.L.C.  
Attorneys and Counselors at Law  
8110 Summa Avenue, Suite 100  
Baton Rouge, Louisiana 70809  
(504) 769-8422


A handwritten signature in black ink, appearing to read 'Eulis Simien, Jr.', is written over a horizontal line.

By: Eulis Simien, Jr.  
Bar Roll No. 12077


Certificate and Verification

Undersigned verifies that the statements made in the foregoing motion and memorandum in support thereof are true and correct to the best of his information knowledge and belief and certifies that he has this date served a copy of the foregoing motion and memorandum in support thereof on the United States Attorney's Office for the Southern District of Alabama by mailing a copy of the same in a properly addressed postage pre-paid envelope.

Done this 7<sup>th</sup> day of July, 1994 at Baton Rouge, Louisiana.

  
Eulis Simien, Jr.

Sworn to and subscribed before me, undersigned notary, on this 7<sup>th</sup> day of July, 1994 at Baton Rouge, Louisiana.

  
Notary